

## 4. Assurance #5

- Preserving Rights and Powers



## **ASSURANCE 5**

**The sponsor**

**“...will not take or permit any action which would operate to deprive it of any of the rights and powers necessary to perform any or all of the terms, conditions and assurances in the grant agreement without the written approval of the Secretary...(FAA)”**

## **ASSURANCE 5**

**The sponsor**

**“...will act promptly to acquire, extinguish or modify any outstanding rights or claims of right of others which would interfere with such performance by the sponsor.”**



**Who is the Sponsor?**

## **Could it be...?**

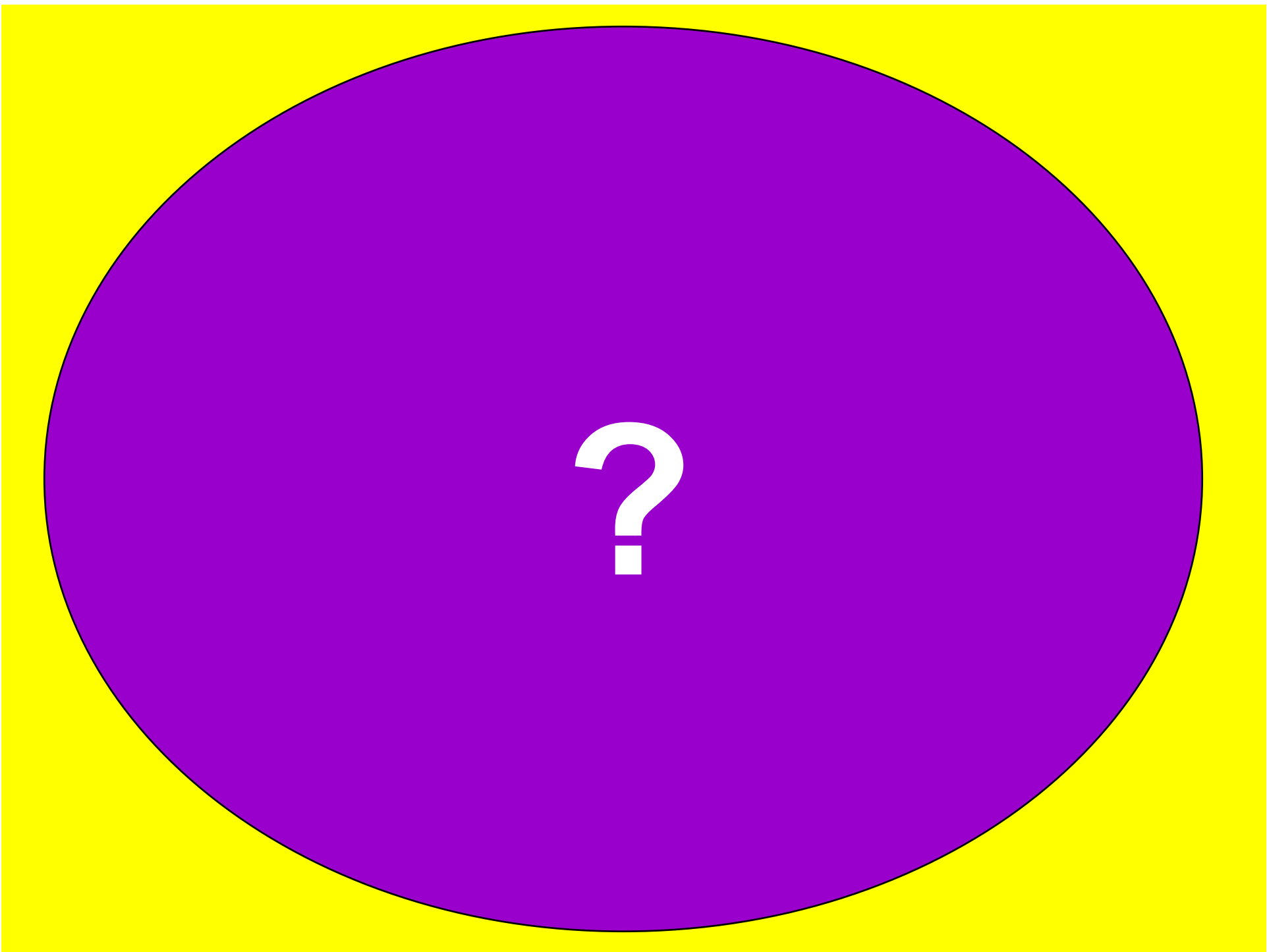
- **The Airport Manager**
- **Airport Management**
- **The Airport Authority**

# **Might it be...?**

- The Mayor**
- The City Council**
- The Board of Supervisors**
- The County Administrator**

# How About...?

- The City Manager
- Legal Counsel
- The Dept. of Public Works
- The Planning Department





A large, solid purple oval is centered on a bright yellow rectangular background. The word "ALL" is written in a bold, white, sans-serif font, centered within the purple oval.

**ALL**

# **Assurance 5**

## **Another way of saying...**

- Please comply**
- Cooperate**
- Operate an airport**
- Don't abrogate**
- Corrective action**

# CONUNDRUMS

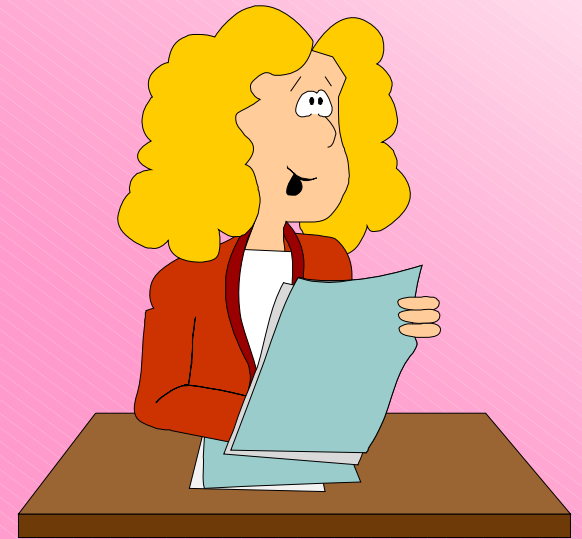
- The Mayor told me to do it
- Legal Counsel said it was okay
- City Council approved it

# CONUNDRUMS

- They don't believe me
- We need a letter from the FAA
- It's our airport, the heck with...

# Education & Information

- **FAA**
- **Airport Officials**
- **a,b,c Groups**  
**AOPA**  
**AAAE**

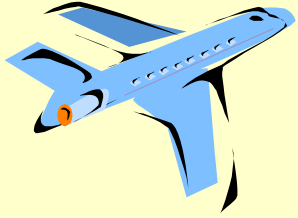


## **ASSURANCE 5**

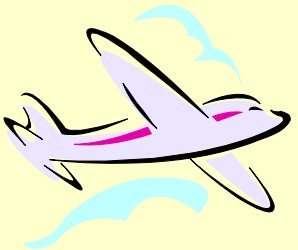
**The sponsor**

**“...will not sell, lease, encumber, or otherwise transfer or dispose of any part of its title or other interests in the property shown on Exhibit A to this application or, for a noise compatibility program project...upon which Federal funds were expended...”**

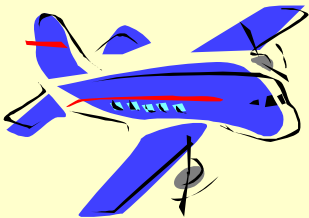
# FAA Approval



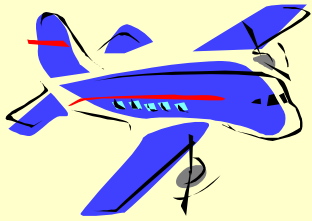
**To sell airport land**



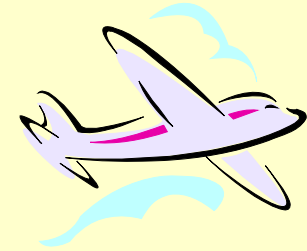
**Change land to non-aviation use**



**Temporarily close an airport**



# Assurance 5



## Concerns

- **Through-the-fence permits**
- **Ultra long-term leases**

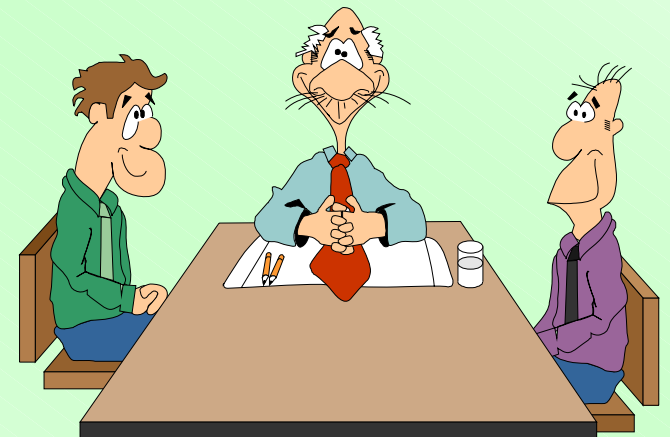




Remember, FAA airport assistance comes with strings attached

# Rodney King School of Compliance

- Can't we all  
just get  
along...?



# Assurance 5

## Preserving Rights and Powers

End of Topic



# Assurance 5

## Preserving Rights and Powers

### Discussion

### Questions, Comments, Anecdotes



# Intentionally Left Blank

Location

\*

END OF TOPIC # 4

Preserving Rights and Powers

